

**BEFORE THE UNITED STATES JUDICIAL PANEL
ON MULTIDISTRICT LITIGATION**

IN RE TEXAS PRISON HEAT
LITIGATION

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MDL Docket No. _____

**EXHIBIT 11 TO MOTION OF DEFENDANTS FOR TRANSFER
OF ACTIONS TO THE SOUTHERN DISTRICT OF TEXAS PURSUANT
TO 28 U.S.C. § 1407 FOR COORDINATED OR CONSOLIDATED
PRETRIAL PROCEEDINGS**

ADAMS DOCKET

CLOSED,Transferred_Out_District

**U.S. District Court
SOUTHERN DISTRICT OF TEXAS (Galveston)
CIVIL DOCKET FOR CASE #: 3:13-cv-00217**

Adams et al v. Livingston et alDO NOT DOCKET. Case
has been electronically transferred.
Assigned to: Judge Gregg Costa
Cause: 42:1983 Civil Rights Act

Date Filed: 06/13/2013
Date Terminated: 09/23/2013
Jury Demand: Both
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Ashley Adams
*Individually and as the
representative of the Estate of
Rodney Gerald Adams*

represented by **Jeffrey S Edwards**
The Edwards Law Firm
1101 East 11th St
Austin, TX 78702
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Scott Charles Medlock
Edwards Law
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ATTORNEY TO BE NOTICED

Plaintiff

Wanda Adams
Individually

represented by **Jeffrey S Edwards**
(See above for address)
LEAD ATTORNEY
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Scott Charles Medlock
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Mary Lou James
Individually

represented by **Jeffrey S Edwards**
(See above for address)
LEAD ATTORNEY
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Scott Charles Medlock
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ATTORNEY TO BE NOTICED

Plaintiff

Carlette Hunter James
*Individually and as the
representative of the Estate of
Kenneth Wayne James*

represented by **Jeffrey S Edwards**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Scott Charles Medlock
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Krystal James
*Individually and as heir-in-law to
the Estate of Kenneth Wayne James*

represented by **Jeffrey S Edwards**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Scott Charles Medlock
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Kristy James
*Individually and as heir-in-law to
the Estate of Kenneth Wayne James*

represented by **Jeffrey S Edwards**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Scott Charles Medlock
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ATTORNEY TO BE NOTICED

Plaintiff

Kendrick James
*Individually and as heir-in-law to
the Estate of Kenneth Wayne James*

represented by **Jeffrey S Edwards**
(See above for address)
LEAD ATTORNEY
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Scott Charles Medlock
(See above for address)
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Plaintiff

represented by **Jeffrey S Edwards**
(See above for address)

Arlette James
*Individually and as heir-in-law to
the Estate of Kenneth Wayne James*

LEAD ATTORNEY
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Scott Charles Medlock
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Plaintiff

Jonathan James
*Individually and as heir-in-law to
the Estate of Kenneth Wayne James*

represented by **Jeffrey S Edwards**
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Scott Charles Medlock
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Plaintiff

Kenneth Evans
*Individually and as heir-in-law to
the Estate of Kenneth Wayne James*

represented by **Jeffrey S Edwards**
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LEAD ATTORNEY
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Scott Charles Medlock
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ATTORNEY TO BE NOTICED

Plaintiff

Cade Hudson
*Individually and as the
representative of the Estate of
Douglas Hudson*

represented by **Jeffrey S Edwards**
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LEAD ATTORNEY
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Scott Charles Medlock
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Estate of Rodney Gerald Adams

represented by **Jeffrey S Edwards**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Scott Charles Medlock
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ATTORNEY TO BE NOTICED

Plaintiff

Estate of Kenneth Wayne James represented by **Jeffrey S Edwards**
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LEAD ATTORNEY
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Scott Charles Medlock
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Plaintiff

Estate of Douglas Hudson represented by **Jeffrey S Edwards**
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Scott Charles Medlock
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V.

Defendant

Brad Livingston
Individually and in his official capacity represented by **Demetri Anastasiadis**
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Defendant

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Bruce R Garcia
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ATTORNEY TO BE NOTICED

Defendant

Robert Eason

represented by **Bruce R Garcia**
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Defendant

Dennis Miller

represented by **Bruce R Garcia**
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Matthew J Greer
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ATTORNEY TO BE NOTICED

Rachael Airen
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

**Texas Department Of Criminal
Justice**

represented by **Bruce R Garcia**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Matthew J Greer

(See above for address)
ATTORNEY TO BE NOTICED

Rachael Airen
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

**University Of Texas Medical
Branch**

represented by **Kim J Coogan**
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Law Enforcement Defense Div
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ATTORNEY TO BE NOTICED

Defendant

William Stephens

represented by **Demetri Anastasiadis**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Bruce R Garcia
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Joe Oliver

represented by

Shanna Elizabeth Molinare
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Nancy Betts

represented by **Shanna Elizabeth Molinare**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

John Doe

Defendant

L. Fields

Defendant

Robert Leonard

Defendant

Brandon Matthews

Defendant

Debra Gilmore

Defendant

Sarah Raines

Defendant

Danny Washington

represented by **Shanna Elizabeth Molinare**
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Matthew Seda

Defendant

Tully Flowers

Defendant

Doris Edwards

Defendant

Linda McKnight

Defendant

Revoyda Dodd

Defendant

Reginald Goings

Defendant

Owen Murray

represented by **Shanna Elizabeth Molinare**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
06/13/2013	<u>1</u>	COMPLAINT against Robert Eason, Brad Livingston, Dennis Miller, Texas Department Of Criminal Justice, Rick Thaler, University Of Texas Medical Branch (Filing fee \$ 400 receipt number 0541-11563896) filed by Kenneth Evans, Kristy James, Wanda Adams, Ashley Adams, Krystal James, Arlette James, Cade Hudson, Kendrick James, Carlette Hunter James, Jonathan James, Kenneth Wayne James. (Attachments: # <u>1</u> Civil Cover Sheet)(Medlock, Scott) (Entered: 06/13/2013)
06/13/2013	<u>2</u>	Request for Issuance of Summons as to Robert Eason, Brad Livingston, Dennis Miller, Texas Department Of Criminal Justice, Rick Thaler, University Of Texas Medical Branch, filed.(Medlock, Scott) (Entered: 06/13/2013)
06/14/2013		Summons Issued as to Brad Livingston, Dennis Miller, William Stephens, Texas Department Of Criminal Justice, Rick Thaler, University Of Texas Medical Branch.(dwilkerson,) (Entered: 06/14/2013)
06/14/2013		Document(s) Sent by regular mail to Scott Medlock re: <u>2</u> Summons - Request for Issuance, filed. (dwilkerson,) (Entered: 06/14/2013)
06/17/2013	<u>3</u>	ORDER for Initial Pretrial and Scheduling Conference and Order to Disclose Interested Persons. Initial Conference set for 9/18/2013 at 10:15 AM in Sixth Floor Courtroom before Judge Gregg Costa(Signed by Judge Gregg Costa) Parties notified.(dwilkerson,) (Entered: 06/17/2013)
06/18/2013	<u>4</u>	CERTIFICATE OF INTERESTED PARTIES by Ashley Adams, Wanda Adams, Estate of Douglas Hudson, Estate of Kenneth Wayne James, Estate of Rodney Gerald Adams, Kenneth Evans, Cade Hudson, Arlette James, Carlette Hunter James, Jonathan James, Kendrick James, Kristy James, Krystal James, Mary Lou James, filed.(Edwards, Jeffrey) (Entered: 06/18/2013)
07/11/2013	<u>5</u>	MOTION to Dismiss <i>Under FRCP 12(b)(6)</i> by University Of Texas Medical Branch, filed. Motion Docket Date 8/1/2013. (Attachments: # <u>1</u> Proposed Order) (Coogan, Kim) (Entered: 07/11/2013)
07/23/2013	<u>6</u>	CERTIFICATE OF INTERESTED PARTIES by University Of Texas Medical Branch, filed.(Coogan, Kim) (Entered: 07/23/2013)
07/23/2013	<u>7</u>	RESPONSE to <u>5</u> MOTION to Dismiss <i>Under FRCP 12(b)(6)</i> filed by Ashley Adams, Wanda Adams, Estate of Douglas Hudson, Estate of Kenneth Wayne James, Estate of Rodney Gerald Adams, Kenneth Evans, Cade Hudson, Arlette

		James, Carlette Hunter James, Jonathan James, Kendrick James, Kristy James, Krystal James, Mary Lou James. (Attachments: # <u>1</u> Proposed Order)(Medlock, Scott) (Entered: 07/23/2013)
07/24/2013	<u>8</u>	AMENDED Complaint with Jury Demand against All Defendants filed by Kenneth Evans, Kristy James, Wanda Adams, Ashley Adams, Krystal James, Estate of Rodney Gerald Adams, Mary Lou James, Arlette James, Cade Hudson, Estate of Douglas Hudson, Kendrick James, Carlette Hunter James, Estate of Kenneth Wayne James, Jonathan James.(Medlock, Scott) (Entered: 07/24/2013)
07/30/2013	<u>9</u>	Request for Issuance of Summons as to Nancy Betts, Revoyda Dodd, Doris Edwards, L. Fields, Tully Flowers, Debra Gilmore, Reginald Goings, Robert Leonard, Brandon Matthews, Linda McKnight, Owen Murray, Joe Oliver, Sarah Raines, Matthew Seda, Danny Washington, filed.(Medlock, Scott) (Entered: 07/30/2013)
08/02/2013		Summons Issued as to All Defendants, filed.(dwilkerson,) (Entered: 08/02/2013)
08/02/2013		Document(s) Sent Summons sent by regular mail to Scott Medlock re: <u>9</u> Summons - Request for Issuance,, filed. (dwilkerson,) (Entered: 08/02/2013)
08/06/2013	<u>10</u>	NOTICE of <i>Vacation</i> by Ashley Adams, Wanda Adams, Estate of Douglas Hudson, Estate of Kenneth Wayne James, Estate of Rodney Gerald Adams, Kenneth Evans, Cade Hudson, Arlette James, Carlette Hunter James, Jonathan James, Kendrick James, Kristy James, Krystal James, Mary Lou James, filed. (Medlock, Scott) (Entered: 08/06/2013)
08/08/2013	<u>11</u>	ANSWER to <u>8</u> Amended Complaint/Counterclaim/Crossclaim etc., with Jury Demand by Robert Eason, Dennis Miller, Texas Department Of Criminal Justice, filed.(Garcia, Bruce) (Entered: 08/08/2013)
08/08/2013	<u>12</u>	MOTION to Transfer Case to Eastern District of Texas by Robert Eason, Brad Livingston, Dennis Miller, William Stephens, Texas Department Of Criminal Justice, Rick Thaler, filed. Motion Docket Date 8/29/2013. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Proposed Order)(Garcia, Bruce) (Entered: 08/08/2013)
08/08/2013	<u>13</u>	NOTICE of Appearance by Rachael Airen on behalf of Robert Eason, Dennis Miller, Texas Department Of Criminal Justice, filed. (Airen, Rachael) (Entered: 08/08/2013)
08/12/2013	<u>14</u>	REPLY to Response to <u>5</u> MOTION to Dismiss <i>Under FRCP 12(b)(6)</i> , filed by University Of Texas Medical Branch. (Coogan, Kim) (Entered: 08/12/2013)
08/15/2013	<u>15</u>	NOTICE of <i>Appearance as Co-Counsel</i> by University Of Texas Medical Branch, filed. (Molinare, Shanna) (Entered: 08/15/2013)
09/03/2013	<u>16</u>	NOTICE of Appearance by Demetri Anastasiadis on behalf of Brad Livingston, William Stephens, Rick Thaler, filed. (Anastasiadis, Demetri) (Entered: 09/03/2013)
09/03/2013	<u>17</u>	ANSWER to <u>8</u> Amended Complaint/Counterclaim/Crossclaim etc., with Jury Demand by Brad Livingston, William Stephens, Rick Thaler, filed. (Anastasiadis, Demetri) (Entered: 09/03/2013)

09/05/2013	<u>18</u>	NOTICE of Appearance by Lacey E. Mase on behalf of University Of Texas Medical Branch, filed. (Mase, Lacey) (Entered: 09/05/2013)
09/12/2013	<u>19</u>	RESPONSE to <u>12</u> MOTION to Transfer Case to Eastern District of Texas filed by Ashley Adams, Wanda Adams, Estate of Douglas Hudson, Estate of Kenneth Wayne James, Estate of Rodney Gerald Adams, Kenneth Evans, Cade Hudson, Arlette James, Carlette Hunter James, Jonathan James, Kendrick James, Kristy James, Krystal James, Mary Lou James. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, Part 1, # <u>4</u> Exhibit C, Part 2)(Medlock, Scott) (Entered: 09/12/2013)
09/16/2013	<u>20</u>	Agreed JOINT DISCOVERY/CASE MANAGEMENT PLAN by Robert Eason, Brad Livingston, Dennis Miller, William Stephens, Texas Department Of Criminal Justice, Rick Thaler, University Of Texas Medical Branch, filed. (Attachments: # <u>1</u> Def's Prop. Scheduling ORder, # <u>2</u> Pf's proposed JMP) (Anastasiadis, Demetri) (Entered: 09/16/2013)
09/17/2013	<u>21</u>	CERTIFICATE OF INTERESTED PARTIES by Robert Eason, Dennis Miller, Texas Department Of Criminal Justice, filed.(Garcia, Bruce) (Entered: 09/17/2013)
09/17/2013	<u>22</u>	CERTIFICATE OF INTERESTED PARTIES by Brad Livingston, William Stephens, Rick Thaler, filed.(Anastasiadis, Demetri) (Entered: 09/17/2013)
09/17/2013	<u>23</u>	Joint REPLY to Response to <u>12</u> MOTION to Transfer Case to Eastern District of Texas, filed by Robert Eason, Brad Livingston, Dennis Miller, William Stephens, Texas Department Of Criminal Justice, Rick Thaler. (Garcia, Bruce) (Entered: 09/17/2013)
09/17/2013	<u>24</u>	MOTION to Dismiss by Owen Murray, filed. Motion Docket Date 10/8/2013. (Attachments: # <u>1</u> Proposed Order)(Molinare, Shanna) (Entered: 09/17/2013)
09/17/2013	<u>25</u>	MOTION to Dismiss by Nancy Betts, filed. Motion Docket Date 10/8/2013. (Attachments: # <u>1</u> Proposed Order)(Molinare, Shanna) (Entered: 09/17/2013)
09/17/2013	<u>26</u>	ANSWER to <u>8</u> Amended Complaint/Counterclaim/Crossclaim etc., with Jury Demand by Joe Oliver, Danny Washington, filed.(Molinare, Shanna) (Entered: 09/17/2013)
09/18/2013	<u>27</u>	NOTICE of Appearance by Matthew J. Greer on behalf of Robert Eason, Dennis Miller, Texas Department Of Criminal Justice, filed. (Greer, Matthew) (Entered: 09/18/2013)
09/18/2013		Minute Entry for proceedings held before Judge Gregg Costa. SCHEDULING CONFERENCE held on 9/18/2013. The Court heard arguments on pending motions. The Court grants the Motion to Transfer Case to the Eastern District of Texas (Docket Entry No. <u>12</u>), for reasons stated on the record. Order to issue. Appearances: Scott Charles Medlock, Jeffrey S Edwards, Bruce R Garcia, Matthew J Greer, Kim J Coogan.(Court Reporter: H. Hall), filed.(arrivera, 3) (Entered: 09/20/2013)
09/23/2013	<u>28</u>	ORDER TO TRANSFER CASE to Eastern District of Texas, Tyler Division (Signed by Judge Gregg Costa) Parties notified.(arrivera, 3) (Entered: 09/23/2013)

09/23/2013		Interdistrict transfer to Eastern District of Texas, Tyler Division. Case transferred electronically. Case terminated on 9/23/13, filed. (arrivera, 3) (Entered: 09/23/2013)
03/12/2014	<u>29</u>	Letter from Steven J Russell re: Copy of Original Complaint, filed. (ltrevino, 3) (Entered: 03/12/2014)
03/28/2014	<u>30</u>	Letter from Steven Jay Russell re: requesting information on cost of copies. Copy request form sent to Mr. Russell via first class mail., filed. (ccarnew, 3) (Entered: 03/28/2014)
04/15/2014	<u>31</u>	Letter from Steven Russell re: requesting copies of Document Nos. 1 and 8. Copies sent to Mr. Russell via first class mail., filed. (ccarnew, 3) (Entered: 04/15/2014)

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